

Message Text

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65

ACTION EB-07

INFO OCT-01 ARA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

 DOTE-00 INR-07 NSAE-00 FAA-00 L-03 SS-15 H-02 /043 W

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R 191340Z NOV 75

FM AMEMBASSY BUENOS AIRES

TO SECSTATE WASHDC 3484

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E. O. 11652: N/A

TAGS: EAIR, AR

SUBJECT: CIVAIR: US BILATERAL TALKS

REF: A. STATE 236867 AND B. STATE 227233

SUMMARY: THE GOA HAS ACCEPTED THE JANUARY 5 DATE PROPOSED BY USDEL FOR BILATERAL CIVIL AIR NEGOTIATIONS. IN ITS NOTE TO EMBASSY, GOA HAS EXPRESSED VIEWS ON THE POINTS FOR DISCUSSION PROPOSED BY THE US, WHICH ARE REPORTED ALONG WITH EMBASSY COMMENTS. GOA WOULD APPRECIATE USG REACTION. END SUMMARY.

1. EMBASSY HAS RECEIVED NOTE NO. 3834 OF NOV. 5 FROM FONOFF WHICH ACCEPTS DATE OF JAN. 5, 1976 FOR BILATERAL CIVIL AIR TALKS IN WASHINGTON.

2. NOTE GOES ON AS FOLLOWS:

"CONCERNING THE TOPICS WHICH USDEL PROPOSES TO PRESENT IN THESE CONVERSATIONS, AS REPORTED IN EMBASSY NOTE NO. 293 (TEXT IN REF B), GOA DELEGATION REITERATES THAT IT IS FULLY DISPOSED TO ARRIVE AT AN AGREEMENT GOVERNING AIR TRANSPORT RELATIONS BETWEEN THE TWO STATES AS IS SUGGESTED IN POINT B) OF THE SAME NOTE. HOWEVER, GOA DEL CAN DO NO LESS THAN DISAGREE WITH RESPECT TO THE COURSE WHICH US DEL PROPOSES IN SECOND PARA OF THE REFERENCED POINT B) TO ATTAIN THE DESIRED GOAL, SINCE THIS COURSE WOULD DEPART FROM THE LIMITED OFFICIAL USE

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BODY OF COINCIDING VIEWS ACHIEVED ON THE OCCASION OF LAST

INFORMAL TALKS HELD BETWEEN OFFICIALS OF THIS MINISTRY AND THE ECOM COUNS OF EMBASSY ESPECIALLY AS CONCERNS THE ARGENTINE POSITION BASED ON THE UNDERSTANDING THAT THE CONVERSATIONS WOULD NOT BE BOUND TO THE ANTECEDENTS OF PREVIOUS PARTIAL AGREEMENTS, SUCH AS THAT OF 1968, TO WHICH REFERENCE WAS MADE.

3. WITHIN THIS CONTEXT, GOA DEL IS PREPARED NOT ONLY TO DISCUSS THE TOPICS INDICATED IN POINT C) OF EMBASSY NOTE 293, BUT ALL OTHERS AIMED AT DULLY MEETING THE REQUIREMENTS OF THE CARRIERS OF BOTH PARTIES, WITH THE EXCEPTION OF THE TOPIC SET FORTH IN POINT D) OF EMBASSY NOTE, SINCE THE PROVISION OF GROUNDHANDLING SERVICES CITED IN THIS SUBPARAGRAPH IS EXCLUSIVELY OF THE COMPETENCE OF THE ARGENTINE STATE, PURSUANT TO DECREE 2145 OF 1973 (BA-2838 OF APR. 24 AND PREVIOUS).

4. THE MINISTRY WOULD APPRECIATE HAVING THE VIEWS OF USDEL ON THE ABOVE IN ORDER TO CONSOLIDATE ITS VIEWS BEFORE THE PLANNED MEETING." (COPY OF SPANISH TEXT BEING POUCHED TO EB/OA/AN.)

5. COMMENTS: A) REFERENCE LONG SECOND SENTENCE OF FIRST PARA GOA NOTE, DEPARTMENT WILL RECALL THAT IN TWO INFORMAL DISCUSSIONS HELD LAST MARCH AND PER DEPARTMENT'S INSTRUCTIONS (STATE TELS 41148, 63238, 59068 AND 9357) WE PLACED STRESS ON REACHING SOME UNDERSTANDING WHICH WOULD RESOLVE CURRENT PRACTICAL AND OPERATIONAL PROBLEMS OF CARRIERS OF BOTH PARTIES. CONCLUSION OF A BILATERAL AGREEMENT ON USUAL LINES, WHILE BY NO MEANS EXCLUDED AS ULTIMATE GOAL, APPEARED FAIRLY REMOTE POSSIBILITY AND WAS NOT EMPHASIZED. WE HAVE REFRAINED SO FAR FROM ASKING GOA FOR CLARIFICATION OF THIS SENTENCE, BUT OUR IMPRESSION IS THAT THEY ANTICIPATED OPERATIONAL, SPECIFIC PROBLEMS WOULD BE POINT OF DEPARTURE FOR TALKS AND FROM THEIR OWN TACTICAL VIEWPOINT ARE RELUCTANT TO DISCUSS A DRAFT AGREEMENT. EMBASSY AGREES ENTIRELY WITH US POINTS FOR DISCUSSION AS PRESENTED TO GOA. EMBASSY SUGGESTS, HOWEVER, THAT ARGENTINES BE INFORMED, EITHER HERE OR IN WASHINGTON, THAT ALTHOUGH WE WILL HAVE A PROPOSED TEXT OF AN AGREEMENT, GOA SHOULD NOT READ LIMITED OFFICIAL USE

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THIS TO MEAN THAT THE CONVERSATIONS WOULD BE "TIED TO THE ANTECEDENTS OF PREVIOUS PARTIAL AGREEMENTS, SUCH AS THAT OF 1968". EMBASSY ASSUMES THIS IS EXAGGERATED READING BY GOA OF US POSITION.

B) WITH RESPECT TO GROUND HANDLING, EMBASSY APPRECIATES REASONS FOR DISCUSSION, WHICH AT THE LEAST SHOULD BE HELPFUL IN PRODDING GOA TO MAINTAIN HIGH LEVEL OF SERVICES.

NEVERTHELESS, HAVE NO REASON TO THINK GOA WOULD BUDGE FROM NATIONALISTIC POSITION TAKEN IN 1973 DECREE THAT GROUND HANDLING IS RIGHTFULLY TO BE PERFORMED BY ARGENTINE ENTITY (AEROLINEAS, UNDER PRESENT CONTRACT).

C) IN LIGHT OF NEGATIVE HISTORY OF US/GOA CIVIL AIR RELATIONS, EMBASSY'S IMPRESSION IS THAT GOA NOTE IS AS CONSTRUCTIVE AS MIGHT BE EXPECTED, PARTICULARLY STATEMENT OF WILLINGNESS TO NEGOTIATE FULL AGREEMENT. IF TALKS ARE TO BE FRUITFUL, HOWEVER, AND NOT REPETITION OF TIME-CONSUMING AND EXASPERATING ENCOUNTERS IN PAST BELIEVE WE SHOULD NOT EXPECT TOO MUCH AND URGE USDEL OBJECTIVES BE SET AT PRACTICAL, LIMITED LEVELS, WITH FLEXIBILITY TO MOVE TOWARD FULL BILATERAL AGREEMENT.

ACTION REQUESTED: USDEL VIEWS ON GOA COMMENTS, TO PASS TO FOREIGN MINISTRY.

6. LOCAL US CARRIER REPS INFORMED OF SUBSTANCE FONMIN NOTE.
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